# **ROSENTHAL STILL HAS** POLICEMEN WITH HIM

for Warrants to Keep Them Out.

MORE AFFIDAVITS COMING

Tenderloin Story Has It Vigilance Is Due to a Gambler's Enmity.

A policeman is still on guard in the house, at 104 West Forty-fifth street. the room which the police say Rosenthal used for gambling and in which uniformed officers from the West Forty-seventh street station, who relieve each other every eight hours, have been stationed night and day since Rosenthal was raided three months ago to-morrow.

Resenthal's method of trying to get rid of the night and day police surveillance in his house, a method unique among gamblers, by asking for warrants on a charge of police persecution against Inspector Cornelius Hayes and Capt. William Day of the West Forty-seventh street station failed yesterday.

Rosenthal and his lawyer, Joseph Rosenback, appeared before Magistrate Butts in the West Side Court yesterday forenoon and asked for the warrants, but the Magistrate denied the request.

"I have given careful consideration to the application," said Magistrate Butts, "but to me it seems that there is not sufficient evidence presented here to justify issuing the warants. I may give you the warrants, however, if you present enough additional facts."

Lawye Rosenback said after leaving the court 100m that he will file anothe affidavit for his client to-morrow, in which there will be detailed some conversations said to have been held in which Rosenthal claims that the inspector and the captain boasted that they were responsible for the police guard i: the Forty-fifth street residence, and that the officers would not be withdrawn until Inspec or Haves and Capt. Day "are good and ready" to with-

Rosenback says he will cite a decision made by Mayor Gaynor, when Mr. Gaynor was a Justice, covering the case of eleven policemen stationed in a Brooklyn place some years ago. JusticeGaynor's opinion then was that if the policemen "had a earch warrant it was their duty to make in the presence of several hundred factory the search expeditiously and go," and in the Brooklyn case Justice Gavnor decided that the presence of the police "made out the crime of oppression as charged."

Around the Tenderloin yesterday the story ran that Rosenthal's present troubles are all due to the enmity of a well known gambler who is friendly with a police officer, and got one of the officer's men into Rosenthal's place to obtain evidence and has been pounding at him ever since. Rosenthal, however, maintains that the raid on his place and the present surveillance are the result of the pique of a police was killed. official of lower rank than captain, who had been a partner of Rosenthal in the gambling house to the extent of 20 per cent of the profits. Rosenthal says he and his policeman partner had a falling out and that now the official is trying to was broken. He was dead when picked

I know Rosenthal and have had a dinner with him." the policeman said when told of Rosenthal's charges. "But I never had any interest in his gambling house. Rosenthal was raided on April 16 because we had the goods on him. Officers have been

make the comment of the confidence of the confid

was moving.

Merry wags velled up to the policeman that Rosenthal had sent out for some sneezing powder also, a jet or two of which might be blown into the room through the keyhole every few minutes to mingle with the steam and furnace heat. Information was further yelled up to Tomney that Rosenthal had decided to send for a plumber to remove the shower bath and tub from the bathoom in a corner of the big room.

## FORTUNE FOR "BATHHOUSE."

000 From Relatives.

SAYS OSBORNE LOST HER CASE. RUSSIAN FLEET LOST His Demand for Fee.

Agnes H. K. Mulligan, a woman lawyer, yesterday succeeded in having Supreme Court Justice Gavegan vacate an order for Magistrate Denies His Request her examination before trial which Attorcourt held that Osborne apparently intended to subject Mrs. Mulligan to crossexamination before trial.

Mrs. Mulligan retained Osborne last year to appear as her trial counsel in an action she had brought against Charles Barson and William J.O'Brien for damages for being ejected from premises in The The jury decided against her. After the trial Osborne submitted a bill for five days services at \$250 a day. Mrs Mulligan refused to pay and Osborne sued

In an answer submitted vesterday Mrs. big room that runs the entire length of Mulligan brings a counter claim for \$5,000 the second floor of Herman Rosenthal's damages. She says Mr. Osborne "so negligently and unskilfully conducted the trial

gently and unskiffully conducted the trial that by his negligence and want of skill the defendant lost the case and suffered damages of \$5,000.

Mrs. Mulligan contends that Osborne's "unskilful conduct" consisted in not preparing himself. She says he refused to let her inform him about the testimony of certain witnesses and refused to allow her to make suggestions regarding cross-examination.

examination.

Mrs. Mulligan says that Mr. Osborne agreed to accept a lump sum of \$750 for his services as trial counsel for her. He denies that he made any such agreement. He obtained ex parte the order for Mrs. Mulligan's examination before trial, which Justice Gavegan vacated at her request.

### SLAYS TWO STRIKE PICKETS.

ion-I nion Shoemaker Says He Wa Attacked by Pair.

CINCINNATI, July 13.-Walter Fi tzwater of Covington, 19, who had remained at his employment in a shoe factory here in spite of the strike among the inseamers that has been on since last November, shot and killed two strikers who were acting as pickets this afternoon on New street near the factory

The men killed were Joseph Woehmeyer 8, of 324 East Twelfth street, and Alfred F. Patned, 30, of 24 East Court street, the former being shot through the heart and the latter through the abdomen.

Fitzwater confessed to the double killing, stating that he was attacked by three men, knocked down and had to shoot to save himself. He said he had been attacked almost daily by strikers since accepting a position in the shop several weeks ago. His wife died three months ago and his baby on Thursday of this week

He said he was compelled to remain a work because of the expense attending these bereavements. The shooting was employees.

#### AVIATOR SMITH KILLED.

Amateur Record Holder Plunges 7 Feet in California.

STANFORD UNIVERSITY, Cal., July 13. While making a flight from MountainView to Palo Alto to-day Victor Morris Smith, holder of the world's amateur speed record in an aeroplane, plunged seventy-five feet when wind capsized his machine here and

Smith was a son of Victor Morris Smith

Smith was considered one of the mos

onthing to say.
One story going the rounds of the group of curious folks who gather now and then to gaze at the house was that Rosenthal was busy in the basement building a hot fire in the furnace and discarded his coat, waistcoat, collar and the second story window to get any air that was moving.

'Merry wags velled up to the policeman that Rosenthal had sent out for some sheezing powder also, a jet or two of which might be blown into the room through the keyhole every few minutes to mingle with the steam and furnace heat. Informative to the court of the keyhole every few minutes to mingle with the steam and furnace heat. Informative minutes to mingle with the steam and furnace heat. Informative minutes are continued by order of Justice Keogh day driving daily. Vester to day he went for a long automobile ride over county jail. This afternoon he went for a long automobile ride day he went for a long automobile ride over county in the wastden John

## NEW JERSEY NOTES.

Gussie Schaerge, 14 years old, of 131 Spruce street. Newark, drank a bottle of liniment yesterday while suffering from tootbache. She was treated at the City Hospital and will probably recover.

COLORADO SPRINGS, Col., July 13.—Alderman John J. Coughlin, well known as ing since Wednesday, was safe in the Somer-ville laft, where he was committed for riding on a coal train. His term is up to-day.

# THROUGH BLUNDERS

Battle of Tsushima Straits.

TOGO ANXIOUS FOR A TIME

Feared Rojestvensky Might Not Sail Into Trap Laid for Him.

Tokio, June 1 .-- The Japanese celebration of the anniversary of the battle arms were discovered. A number of n which the Russian fleet was practically annihilated in the Straits of Tsushima was marked this year by the publication in magazines and newspapers of a flood of articles dealing with the naval history of Japan. These were read to school children on the day of the celebration.

Among the lot one of the most notable was an article by Admiral Kamimura, whose failure to sink the Vladivostok squadron caused him to be in disfavor in his own country for many months. As he says himself the discontent and criticism caused by his failure deprived him and his crews of all interest in When the prospect of meeting Rojestvensky's ships was offered to

"Every one on board our ships was longing to fire into the enemy. Every sailor had graven on his heart the determination to fight till the last hossentiment which led to the brave deeds that won the applause of friend and foe alike and made the second squadros conspicuous for its acts in the great

The Admiral describes the battle of the Japan Sea, as the Japanese call it, not as a struggle between Russia and Japan merely, but as one of the greatest sea battles of the world. he says, "is there to be discovered in history so great a battle as this or so verwhelming a defeat."

It appears that after the Russian ships sailed from Anam the Japanese lost trace of them. Togo's scouts were completely at fault and it was only

they again picked up his fleet. The Russian Admiral had been hamered from the time when he left Russia by the slowness of his vessels and as he approached the theatre of war he detached one of his transports, which was hopelessiy impeding him. orders to take shelter at Shanghai. The Japanese cruiser Shinano got wind of this movement and speedily located the left wing of the Muscovite armada Dashing north she picked up the Izumy by wireless and that ship from that time forward hung day and night upon the enemy's flank, keeping Admiral Togo constantly informed as to the enemy's location and movements.

Togo had been anxious lest the Russians should adopt a different course from that which he had figured on when e took up his post at the entrance to the Corean Straits, and it was a great relief to him and his officers when the news of the Russian advance in his firection was communicated.

Kamimura gives a graphic descrip tion of what took place on board his own ships when the hostile fleets came into contact. He says:

the enemy's thirty-eight vessels they were one and all overjoyed, their nerves

less to intercept our messages? "The fact is that he did not expect our Dominic Orifice, 30 years old, of 295 Mor-ris avenue, Newark, tried to kill himself year-terday with a revolver. The bullet clipped off part of his right car. He has tubercu-letter of the resulted to the control of the resulted and foresight, and this resulted fleet to wait for him in the Corean credit and foresight, and this resulted in his utter ruln.

### BULLET HIT PLAYING BOY. Harassed Day Dreamer Thought He

Was Shooting a Thief.

derman John J. Coughlin, well known as "Fathhouse John," for many year a representative of the First ward in the Chicago City Council, best been summered to the Month of the Cupthin so no collected that the series of the First ward in the Sextle Manuel, a mason, of 18 Base, avenue sidence on Cheyenne Caune Roulezard by the wastern to the eather of George and James Handley and the recommendation of the Chicago City Council, bearing the Coupthin and the recommendation of the Chicago City of the Coupthin so no collected that the Coupthin so no concepts the Coupthin of the Chicago City of the Coupthin so no concepts the Coupthin of the Chicago City of the Coupthin so no concepts the Coupthin of the Chicago City of the Coupthin so no concepts the Coupthin of the Chicago City of the Coupthin so no concepts the Coupthin of the Chicago City of the Coupthin so no concepts the Coupthin of the Chicago City of the Coupthin so no concepts the Coupthin of the Chicago City of the Coupthin so no concepts the Coupthin of the Chicago City of the Coupthin so no concepts the Coupthin so not the lake with a Sunday school of the Chicago City of the Coupthin so no concepts the Coupthin so concepts the Coupthin so concepts the Coupthin so

TROOPS DESERT TO MANUEL?

Joined Royalists.

LISBON, July 13 .- The troops of the republic sent to Braganza to fight the Portuguese royalists were reported today to have joined the enemy. Royalist reverses in the field continued

o-day. A detachment of royalist troops were surprised this afternoon between two columns of republican troops and loss wenty dead and twenty-two prisoners Late to-night flerce fighting continued. The Republican Government has deeided not to shoot captured royalists, as originally intended.

It will probably be arranged to send them to penal colonies in Africa.

A royalist plot to seize the batteries of the fortress of Sueluz was frustrated to-day when a number of women's divided skirts and a supply of ammunition and arrests were made in Bellas, in the Province of Estremadura. The conspirators had planned to disguise themselves as women and thus gain entrance to the

# SUFFRAGETTE HELD AS FIREBUG.

London Police Investigating Discovery of Bomb. LONDON, July 18 .- Miss Helen Cragge

militant suffragette, was held for furher examination in police court to-day, Though they deny the story of an

attempt upon Home Secretary McKenna's life, the police are still investigating the discovery yesterday of what looked like a bomb in his office. It is rumored that the suffragettes have vowed even more dire vengeance against him than any other member of the Cabinet.

Scotland Yard's version is that the rumored attempt against Home Secretary McKenna was only a practical

### FINNS INSULT GRAND DUKE.

Sing National Anthem Before Royal Box at Stockholm.

Special Cable Despatch to THE Stx.
STOCKHOLM, July 13.—There was a
nasty little incident during the Olympic to-day in which the Grand Duke Cyril of Russia and his wife were in-

The Russian party was in the Stadium n a royal box with King Gustaf and other members of the reigning family on the occasion of the great choral festival. The Finns started their national anthem and all the Swedish choristers joined in King Gustaf was very much embarrassed and the Grand Duke and Duchess Cyril left the Stadium.

#### LABOR LOSES BY-ELECTION.

Aberais Capture House of Common Seat From Allies.

Special Cable Despatch to THE Sc: LONDON, July 13.-There was keen inerest in the by-election at Hanley in Staffordshire to-day owing to the fact that there was a three cornered contest The election was made necessary because of the death of Mr. Edwards, the Labor candidate, who received a heavy ma-

jority at the last election. The result of the polling with three candidates in the field was that Mr. Outhwaite, the Liberal candidate, was elected by a majority of 654 over the Unionist candidate, G. H. Rittner. Finney, the Labor candidate, was away down on the polling.

## WILL IMPROVE ST. THOMAS.

son adorns the State Capitol

#### STRIKE RIOTING AT MARSEILLES. Many Persons Wounded in Docker Clash With Police.

Special Cable Desputch to THE SEN.
CHERBOURG, July 13.—The American liner St. Paul left here to-day with 2,006 bags of mail, much of which had accumulated during the seamen's strike. There was rioting by the strikers today at Marseilles and Havre. Troops are now guarding the quays. More than 200 shots were fired at Marseilles and many persons were wounded.

## Swies Chief Resigns Suddenly.

BERLIN, July 13 .- It i ennounced by the Kreusseitung that Marc Ruchet, chief of the Swiss Departmen of Internal Affairs, resigned his office because he declined to accept the responsibility of the safety of the Kaiser on his forthcomin; visit to the Swiss manœuvres. It is explained by the

# **NEW LINE TO CANADA** TO BE BUILT BY ERB

New York Financiers Behind Plan for M. and St. L. Extension.

ORDER 12 LOCOMOTIVES

Organizers Go Over Proposed System Picking Out New

Stations.

MINNEAPOLIS, July 13. Newman Erb president of the Minneapolis and St. ouis road and connected with other lines, and other New York financiers today organized the Minneapolis, St. Louis and Canadian Railway Company, which will build a line from the vicinity of Watertown, S. D., on the Minneapolis and

St. Louis, to the Canadian boundary. The other organizers besides Mr. Erb are William J. Wollman of J. S. Bache & Co., New York bankers; Hugh H. Harrison of the New York banking firm of Battle & Co., and William G. Bierd, vicepresident and general manager of the Minneapolis and St. Louis, with headcharged with attempting to set fire to quarters here. The new construction Colonial Secretary Harcourt's house at work, it was announced, would begin

The New Yorkers arrived in Minneapolis to-day after taking a run over the western end of the Minneapolis and St. Louis. looking at possible terminals for the new line. It is understood that at the Canadian line a connection will be made with th Canadian Northern, but on this matter

Mr. Erb was noncommittal. With the Canadian extension Mr. Erb and his associates will have a working system and control the greater part from Canada to the gulf, for it is reported from an authoritative source that a working agreement has already been arranged with the Missouri, Kansas and Texas

Mr. Erb declared to-day that he had never seen crop conditions in the Northwest better. Believing that the year's signed orders for twelve new locomotives preparing equipment and improving the road for the moving of crops.

St. Louis to the Canadian border and the making of a connection there with a Canadian road was one part of the plans of the late Edwin Hawley for the development of his line which he started to put through just pefore his death. The Canadian line was the Canadian Northern The other part of this scheme was to complete a traffic arrangement or some closer alliance with a road running south to the Gulf, so that there should be complete transcontinental line north and south from Canada to the Gulf. The traffic that would be developed through the Panama Canal was what Mr. Hawley

Newman Erb left New York early last week for an inspection trip of a month over the Minneapolis and St. Louis and his Ann Arbor line. It was then understood that the main object of his trip was to put through the plans for the extension of the line to Canada and the completion of an arrangement with the Missouri, Kanaas and Texas whereby the Minneapolis and St. Louis could connect at Moberly, Mo., with this road to the Gulf. week for an inspection trip of a month

had his eyes on.

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#### Summer Free Deliveries

We deliver free to any of the coast resorts within 100 miles of New York all paid purchases amounting to \$5.00 and more, and prepay shipping charges to any part of New York, New Jersey, Pennsylvania, Delaware, Maryland, District of Columbia and the New England States.

#### The Convenience of an Account

will be appreciated by those who desire to place MAIL, 'PHONE of COUNTRY orders. Arrangements can be made whereby responsible patrons are extended this facility. We invite your charge account.

Condensed Budget of Monday and Tuesday Sales Pumps for women and misses, \$3.98 to \$5.98. Women's Bathing Suits in peau de cygne or black satin at \$5.98 and \$7.98. Fine Tailored Suits for Juniors,

Women's and Misses' midsummer Dresses, worth up to \$15.00, at \$4.95. Exquisite summer Dresses, worth up to \$25.00, at \$9.95.

Women's black messaline Bath-ing Suits, \$3.48. 8-day Lexington Alarm Clock, 81.58.

All our \$3.50. \$3.75 and \$3.98 Parasols now \$2.50 All our \$7.50, \$10.00 to \$25.00 Parasols now \$4.95.

Fine American Cut Glass Pieces,

formerly \$4.98, now \$8.98. Robespierre silk Dresses in fall model, \$16.50.

1912 model Wardrobe Trunks, \$22.49 to \$37.49. Week-End Cases, \$5.98 to \$7.12. Women's elbow length silk Gloves, \$1.00. White buckskin Shoes and \$16.50 to \$25.00.

Cowhide Suit Cases, \$3.95 to \$15.95. Travelers' real walrus Bags. Bloomingdales', Lex. to 3d Ave., 59th to 60th St.

cuffs, \$1.44.

PLAY CARDS IN COURT.

Prisoners Amuse Themselves While Waiting to Be Arraigned.

When Herbert Hass and Sidney Crisler were arraigned in the Yorkville police court yesterday on a charge of stealing crop will be a bumper one, he to-day two necklaces valued at \$418 from Dreicer & Co., the Fifth avenue jewellers, the deand vouchers for \$500,000 to be spent in fendants said they wished to waive examination. Detective Dietech told the court the police had no record of previous offences against the pair. They came The extension of the Minneapolis and from Chicago only a few days ago and registered at the Hotel Astor.

While waiting to be arraigned the young men passed the time in the court pen by playing cards. They were anxious to know if they would be allowed to play cards in the Tombs, where they expected

They were held in \$5,000 bail each for

KILLED BY BROTHER-IN-LAW.

Fight Followed by Murder in Washroom of Utica Brewery. TICA. July 13:--John Evans, 50, was killed by his brother-in-law. John Holland, 29 years of age, at the West End Brewing Company's plant here this afternoon. The

Evans with his bare fist. Others declare Holland used a hammer. The police have Holland locked up. The two had prepared for a fishing trip

formerly \$12.00 to \$16.00, at \$7.00 and \$10.00.

Juniors' white lingeric Dresses,

in a special price range from \$5.98 to \$10.98.

Men's \$2.00 Shirts with double

Men's Beach Robes, \$2.25 to \$6.95.

WHY TAXES ARE HIGH. Expert Hinckley Explains and

Mayor Wittpenn Isn't Pleased. Mayor H. Otto Wittpenn of Jersey City was anything but pleased yesterday when Thomas H. Hinckley, an expert connected with the Bureau of Municipal Research in New York city, sent him a bulky report of thingshe found when he probed into municipal affairs to prepare the budget exhibit for "Know Your City Week" at the Fourth Regiment Armory six weeks ago. The Mayor was angry and he didn't care who

Mr. Hinckley's report pointed out exignorance as to the powers and duties attached to many important municipal offices" which are costing the taxpayers of Jersev City thousands and thousands of dollars a year more than they should, it is claimed. He said that these alleged in cent, increase in taxes during the last te

Mr. Hinckley criticised affairs under three headings administration, finance and business methods.

"The povernmental structure of eerset City is complicated and expensive whus lack of proper grouping of municipal activities is evident," the report read.

"Investigation of the pay roll lexpenditure of one department for the last eighteen months revealed unmistakable evidence of padding during the election period of November 1 to 15, 1911.

"Business methods in Jersey City's unnicipal system are shown to be lax both nicipal system are shown to be lax both miles and of "The governmental structure of derses

# Plan Your Pleasures By Telephone

"Dick has just dropped in-you and Harry meet us at 3.30 sharp-

HE busy man is compelled to plan his recreation on the spur of the moment. A dull afternoon—an acquaintance from out-of-town - may give him an opportunity for spending a few hours on the golf links, at the beach or elsewhere.

By telephone he quickly makes all his arrangements. He goes on his little outing with confidence, knowing that he can be reached by his office over the telephone if an important matter should require his personal attention.

> The telephone puts the busy man in instant reach of his friends and business associates. It saves him time in his business and gives him more time for the play that keeps him fit.



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